

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) :	Shinji Kawasaki, Takao Komatsuda, and Yoshiro Mano)	Examiner:
)	Unknown
)	
Serial No. :	10/088,972)	Art Unit:
)	Unknown
Cnfrm. No. :	6626)	
)	
Filed :	September 22, 2000)	
)	
For :	HIGHLY EFFICIENT METHOD OF GENOME SCANNING)	
)	

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
PURSUANT TO 37 C.F.R. § 1.181(a) AND MPEP § 711.03(c)(I)**

U.S. Patent and Trademark Office
Box 2327
Arlington, Virginia 22202
Box: PCT

Dear Sir:

Pursuant to 37 CFR § 1.181(a) and MPEP § 711.03(c)(I), applicants hereby petition to withdraw the holding of abandonment for failure to timely reply to the Notice to File Missing Parts, dated May 22, 2002. Applicants submit that, as shown in the attached copy of the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) (attached as Exhibit 1), the Notification of Missing Requirements indicates that the missing item must be submitted within two months from the date of the Notification of Missing Requirements or by 22 or 32 months from the priority date for the application, whichever is later. The Notification of Missing Requirements further indicates that this time period may be extended by filing a petition and fee for extension of time under the provisions of 37 C.F.R. § 1.136(a). 37 C.F.R. § 1.136(a) allows the applicant to extend the time period for reply up to the earlier of the expiration of any maximum period set by statute or five months after the time period set for reply, if a petition for an extension of time and the fee set in 37 C.F.R. § 1.17(a) are filed. Thus, applicants are entitled to extend the time period for replying to the Notification of Missing Requirements up to December 22, 2002, which is five months after the time period set for reply (July 22, 2002), provided

applicants submit a request for extension of time and pay the appropriate fee. Therefore, the holding of abandonment is improper and applicants respectfully request that this holding of abandonment be withdrawn.

Although applicants believe that no fee is due upon consideration of this petition, the Commissioner is authorized to charge any necessary fees to our Deposit Account No. 14-1138.

Respectfully submitted,

Dated: December 23, 2002



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Certificate of Mailing - 37 CFR 1.8(a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: U.S. Patent and Trademark Office P.O. BOX 2327 Arlington, VA 22202, on the date below.	
<u>Dec. 23, 2002</u> Date	<u>Ruth R. Smith</u> Ruth R. Smith



Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/088,972		Shinji Kawasaki	201487/1090

CONFIRMATION NO. 6626

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**ABANDONMENT/TERMINATION
LETTER**



OC000000009164988

Date Mailed: 11/27/2002

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 05/22/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE